

**MINUTES OF THE MEETING OF THE CABINET  
HELD ON WEDNESDAY, 19 OCTOBER 2016**

**COUNCILLORS**

**PRESENT**

Doug Taylor (Leader of the Council), Achilleas Georgiou (Deputy Leader/Public Service Delivery), Daniel Anderson (Cabinet Member for Environment), Yasemin Brett (Cabinet Member for Community, Arts and Culture), Krystle Fonyonga (Cabinet Member for Community Safety and Public Health), Dino Lemonides (Cabinet Member for Finance and Efficiency), Ayfer Orhan (Cabinet Member for Education, Children's Services and Protection) and Ahmet Oykenen (Cabinet Member for Housing and Housing Regeneration)

**Associate Cabinet Members (Non-Executive and Non-Voting):** Bambos Charalambous (Enfield West), Vicki Pite (Enfield North), George Savva (Enfield South East)

**ABSENT**

Alev Cazimoglu (Cabinet Member for Health and Social Care) and Alan Sitkin (Cabinet Member for Economic Regeneration and Business Development)

**OFFICERS:**

Rob Leak (Chief Executive), Ian Davis (Director of Regeneration & Environment), James Rolfe (Director of Finance, Resources and Customer Services), Tony Theodoulou (Director of Children's Services), Asmat Hussain (Assistant Director Legal & Governance Services), Jayne Middleton-Albooye (Head of Legal Services), Detlev Munster (Head of Property Programmes), Mohammed Lais (Senior Asset Management Surveyor), Bindi Nagra (Assistant Director - Health, Housing and Adult Social Care), Grant Landon (ESCB Business Manager), Nicky Fiedler (Assistant Director - Public Realm, Environment), Jonathan Stephenson (Public Realm), Gary Barnes (Assistant Director - Business Development), Christine Williams (Public Health) and Andrew Golder (Press and New Media Manager) Jacqui Hurst (Secretary)

**Also Attending:**

Councillor Derek Levy (Chair of the Overview and Scrutiny Committee)  
Geraldine Gavin (Independent Chair – Enfield Safeguarding Children Board)

1

**APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillor Alev Cazimoglu (Cabinet Member for Health and Social Care) and Councillor Alan Sitkin (Cabinet Member for Economic Regeneration and Business Development).

## **2 DECLARATIONS OF INTEREST**

NOTED, that there were no declarations of interest in respect of any items listed on the agenda.

## **3 URGENT ITEMS**

NOTED,

1. that the reports listed on the agenda had been circulated in accordance with the requirements of the Council's Constitution and the Local Authorities (Executive Arrangements) (Access to Information and Meetings) (England) Regulations 2012, with the exception of Report No.108 – Upper Secondary Autistic Provision (Minute No.16 below refers). These requirements state that agendas and reports should be circulated at least 5 clear working days in advance of meetings.

**AGREED**, that the above report be considered at this meeting.

2. **Decision taken by the Leader of the Council under the Cabinet Urgent action Procedure – Purchase of Property Block by Housing Gateway**

That a decision had been taken by the Leader of the Council, on behalf of the Cabinet, on 19 September 2016, under the Cabinet Urgent Action Procedure (as set out in the Council's Constitution, Chapter 4.3 – Section 12 – Rules of Procedure). The decision recommended that Council approve additional borrowing within the Council's Capital Programme to enable the acquisition of a large property block. The decision had been subsequently agreed at the Council meeting held on 21 September 2016 (Report Nos. 83 and 84 – Council – 21 September 2016 – key decision number 4326 referred).

## **4 DEPUTATIONS**

NOTED, that no requests for deputations had been received for presentation to this Cabinet meeting.

**5**

**ITEMS TO BE REFERRED TO THE COUNCIL**

**AGREED**, that the following reports be referred to full Council:

1. Report No.95 – Enfield Safeguarding Adults Board Annual Report 2015-16 (for information and noting only)
2. Report No.96 – Enfield Safeguarding Children Board Annual Report 2015-16 (for information and noting only)
3. Report Nos. 110 and 116 – Refurbishment and Re-provision Work of Enfield Highway Library Building

**6**

**ENFIELD SAFEGUARDING ADULTS BOARD ANNUAL REPORT 2015-16**

Councillor Doug Taylor (Leader of the Council) introduced the report of the Director of Health, Housing and Adult Social Care (No.95) presenting the Enfield Safeguarding Adults Board Annual Report 2015-16.

Bindi Nagra (Assistant Director – Health, Housing and Adult Social Care) presented the Annual Report to Members, highlighting a number of issues as set out below.

An apology for absence had been received from Marian Harrington, Independent Chair of the Board, who had been unable to attend.

**NOTED**

1. The progress being made in protecting vulnerable adults in the Borough as set out in the Annual Report of the Safeguarding Adults Board.
2. That the Safeguarding Adults Board had a number of responsibilities as set out by the Care Act 2014 and statutory guidance. The Annual Report set out the significant accomplishments over 2015/16.
3. The Board was proud of its success in “Making Safeguarding Personal” and had been previously acknowledged as gold level standard.
4. The establishment of, and work undertaken by, the Multi Agency Safeguarding Hub (MASH) as set out in the report (paragraph 3.3 referred).

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5. That the Safeguarding Adults Board had a strong assurance role and in holding partners to account, as detailed in section 3 of the report. The valuable role of “quality checkers” was acknowledged.
6. That the Board now had a statutory duty to report on all Safeguarding Adult Reviews, paragraph 3.5 of the report referred.
7. That every partner on the Board had a strong commitment to safeguarding adults.
8. That the Annual Report had been considered by the Health and Wellbeing Board.
9. In response to a question raised, Members noted the comparison of figures stated within the report against previous years.
10. Councillor Taylor, on behalf of the Cabinet, expressed his thanks and appreciation to the Board for their valuable work. In particular, he acknowledged the role which had been undertaken by Marian Harrington, Independent Chair, over a number of years, and extended best wishes to her for her forthcoming retirement.

**Alternative Options Considered:** The Care Act placed a duty on Safeguarding Adults Boards to publish an annual report. The statutory requirement for an annual report negates any alternative options (section 4 of the report referred).

**RECOMMENDED TO COUNCIL,** that the Enfield Safeguarding Adults Board Annual Report 2015-16, be received for information.

**Reason:** To bring to the attention of Cabinet, the progress which had been made to support and enable adults at risk to be safe from harm, abuse and neglect.  
(Non key)

## **7**

### **ENFIELD SAFEGUARDING CHILDREN BOARD ANNUAL REPORT 2015-2016**

Councillor Ayfer Orhan (Cabinet Member for Education, Children’s Services and Protection) introduced the report of the Director of Children’s Services (No.96) presenting the Enfield Safeguarding Children Board Annual Report 2015-2016.

Geraldine Gavin, Independent Chair of the Safeguarding Children Board, was welcomed to the Cabinet meeting and invited to present the Annual report to Members.

**NOTED**

1. The progress being made to safeguard children and young people as outlined in the report and the Enfield Safeguarding Children Board Annual Report 2015-2016.
2. That 2015/16 had been a successful year for the work of the Board with continued effectiveness in assessing and driving forward safeguarding practice which kept children and young people at risk safe. There was a good multi-agency response to safeguarding concerns with strong systems and structures in place across the partnership. Councillor Orhan acknowledged the enormity and value of the work carried out by the Board and the partner organisations. Thanks and appreciation, were expressed to all involved including the members and officers and in particular, to the leadership and tremendous contribution of the Chair of the Board, Geraldine Gavin. Councillor Orhan as a member of the Board stated the commitment of all involved in continued improvement and effectiveness in keeping children and young people safe from harm.
3. Geraldine Gavin acknowledged the work which had been achieved by the Board in 2015/16 as set out in the annual report. She paid tribute to the contribution made by two exceptional lay members and highlighted the significance of their work.
4. The membership of the Board and its sub-committees which was regularly reviewed and refreshed to ensure continued effectiveness and improvement.
5. Geraldine Gavin drew Members' attention to the main aims of the Board as set out in full in the annual report. It was noted that the annual report had previously been considered by the Health and Wellbeing Board where the main issue of discussion had focused on awareness raising around the issue of female genital mutilation (FGM).
6. Members welcomed the annual report and acknowledged the valuable work which continued to be undertaken. Suggestions were made for increasing awareness among parents on issues such as PREVENT – the national anti-radicalisation agenda.
7. Members also acknowledged the commitment of Councillor Ayfer Orhan to the Board and the work undertaken.
8. Councillor Doug Taylor, on behalf of the Cabinet, expressed his thanks and appreciation to the Board and in particular to Geraldine Gavin, Independent Chair.

**Alternative Options Considered:** Not applicable to this report.

**RECOMMENDED TO COUNCIL**, that the Enfield Safeguarding Children Board Annual Report 2015-2016, be received for information.

**Reason:** Enfield Safeguarding Children Board would require the commitment and support from multiple partners and from colleagues across the Council in order to continue to focus on improvements with the clear aim of reducing harm.

(Non key)

## **8**

### **QUARTERLY CORPORATE PERFORMANCE REPORT**

Councillor Achilleas Georgiou (Deputy Leader of the Council) introduced the report of the Chief Executive (No.97) presenting the latest available performance at the end of June 2016.

#### **NOTED**

1. The progress made towards delivering the identified key priority indicators for Enfield.
2. Councillor Georgiou drew Members' attention to a number of the performance indicators set out in the report. He acknowledged the areas that were performing well and those that were challenging and required improvement. Members noted the good work that was being carried out with regard to Safeguarding Children and in Sport and Culture. Significant work was being undertaken to address the issues around homelessness and the use of temporary accommodation. The challenges faced in the area of income collection and MEQs, Complaints and FOIs were noted.
3. Councillor Oyken reported that homelessness continued to be an area of concern. He highlighted the effects of Government policy, the statutory duties of the Council and the work which was being undertaken by Housing Gateway. A significant amount of work was being done to lessen the impact on the temporary accommodation budget. Housing Gateway was in the process of purchasing a single block containing 124 housing units.
4. Councillor Anderson highlighted a minor correction in respect of the "percentage of inspected land that has an unacceptable level of litter" which was measured 3 times a year, not monthly as stated in the report.
5. In respect of MEQs, complaints and FOIs, James Rolfe (Director of Finance, Resources and Customer Services) explained that performance levels were expected to improve following a number of

changes earlier in the year to the systems and staff involved in this area of work.

6. In considering the positive performance indicators with regard to safeguarding children, Members took this opportunity to extend their congratulations to Tony Theodoulou on his recent appointment as Director of Children's Services.

**Alternative Options Considered:** Not to report regularly on the Council's performance. This would make it difficult to assess progress made on achieving the Council's main priorities and to demonstrate the value for money being provided by Council services.

**Reason:** To update Cabinet on the progress made against all key priority performance indicators for the Council.

**(Key decision – reference number 4330)**

## **9**

### **EMPTY PROPERTY COMPULSORY PURCHASE ORDER (CPO X)**

Councillor Ahmet Oykenar (Cabinet Member for Housing and Housing Regeneration) introduced the report of the Director of Finance, Resources and Customer Services (No.98) seeking authority to make compulsory purchase orders on two empty residential properties.

NOTED

1. The significant work which had been undertaken in reaching this stage with the aim of bringing such empty properties back into housing use.
2. That the properties would have to be disposed of in compliance with the Council's Property Procedure Rules.

**Alternative Options Considered:** NOTED that the alternative options which had been considered were set out in full in section 4 of the report.

**DECISION:** The Cabinet agreed to authorise:

1. The making of compulsory purchase orders (Orders) in respect of each of the following properties under Section 17 of the Housing Act 1985 and the Acquisition of Land Act 1981 (as amended by the Planning and Compulsory Purchase Act 2004): 32 Eastbournia Avenue, N9 0RX and 91 Nags Head Road, EN3 7AA as shown on the plans attached to the report.
2. The preparation of the Orders and supporting documentation and the taking of all necessary steps (including the conduct of a Public Inquiry if

necessary) to obtain confirmation of the Orders by the Secretary of State.

3. (a) the acquisition of the properties (compulsorily) following confirmation of the Orders, the payment of compensation and statutory interest and the instituting or defending of proceedings where necessary; or  
  
(b) the acquisition of the properties by agreement, with terms for the acquisition to be delegated to the Assistant Director – Council Assessments (Housing) and the Assistant Director for Finance, Resources and Customer Services (Property).
4. the disposal of the properties in accordance with the Council's Property Procedure Rules.

**Reason:** The compulsory purchase of the above properties, and their subsequent onward sale, would produce a quantitative and qualitative gain to the borough's housing stock. In addition, it would assist in the achievement of the Council's housing strategies. A CPO would address the Council's strategic supply, regeneration and sustainability objectives, together with the Government and Mayor of London's expectations cited above.

**(Key decision – reference number 4338)**

## **10**

### **ASSETS OF COMMUNITY VALUE**

Councillor Dino Lemonides (Cabinet Member for Finance and Efficiency) introduced the report of the Director of Finance, Resources and Customer Services (No.99) setting out suggested changes to the procedures adopted by the Council to comply with its obligations, as set out in the Localism Act 2011.

#### **NOTED**

1. That in January 2014, the Council had adopted new procedures for the Council to manage Assets of Community Value nominations. As this was a new area of law it had been decided that the Council's existing procedures should be reviewed following an initial implementation period. The report set out suggested changes to the procedures adopted by the Council to comply with its obligations, as set out in the Localism Act 2011.
2. That since the introduction of the procedures, 11 nominations had been received with 9 being unsuccessful. The Council's procedures were robust and addressed an evolving area of law. There were a number of inconsistencies nationally with test cases being worked through.



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3. Members noted the detailed amendments which were being proposed and the reasons for them. Consultation had taken place with representatives of the Conservative Group.
4. Councillor Brett suggested that all Cabinet Members receive training on the processes to be followed and participate in consideration of the applications as and when required.
5. In response to an issue raised, it was noted that the Council was prohibited from making its own nominations for assets of community value. Councillor Taylor highlighted to need to be clear on the criteria for determining assets of community value and outlined the discussions which had taken place with local community groups to provide such clarification.

**Alternative Options Considered:** As set out within the report.

**DECISION:** The Cabinet agreed

1. the modified management approach for the implementation of the Community Right to Bid and delegated authority to the Director of Finance, Resources and Customer Services in consultation with the Cabinet Member for Finance and Efficiency to undertake any further modifications to the management approach that might be considered necessary from time to time.
2. The modified Nomination Form and the modified Guidance Note.
3. The amended evaluation criteria for assessing nominated assets of community value.
4. That any additional costs be contained within existing services and contingency budgets in 2016/17.
5. To the establishment of a “pool” of officers to evaluate or review nominations and delegated responsibility to respective Directors to allow staff to be co-opted into the ACV “pool”.

**Reason:** To ensure that the Council continued to adopt best practice and respond to its own experience and that of other councils in implementing the requirements of the Localism Act 2011.

**(Key decision – reference number 4388)**

11

**HOUSING REVENUE ACCOUNT (HRA) AFFORDABLE RENT LEVELS TO APPLY TO NEW HOMES**

Councillor Ahmet Oykenar (Cabinet Member for Housing and Housing Regeneration) introduced the report of the Director – Regeneration and Environment (No.100) setting out the proposed affordable rent levels for apply to newly built and newly acquired HRA properties for the 2016/17 year.

**NOTED**

1. That the Government definition of “affordable rent” was described as up to 80% of market rent. However, Enfield Council had always been clear that it intended to set rents that were affordable for people in Enfield, and that therefore its “affordable” rents were likely to lie somewhere between social rent and 80% of market rent. Affordability would be determined by reference to average earnings in the Borough (section 3 of the report referred).
2. The proposed weekly rent levels for the 2016/17 year as set out in paragraph 3.7 of the report.
3. The proposals for going forward as detailed in the report.

**Alternative Options Considered:** NOTED the following alternative options which had been considered:

1. The Council could continue to set its HRA rents at social rent levels. However, it had received GLA funding and participated in the Government’s Right to Buy One for One Replacement Scheme on the understanding that properties funding through these two income streams would be let at affordable rent levels. In addition, the Welfare Reform and Work Act 2015 required that social rents would reduce by 1% per annum over the four years commencing 2016/17. This had put pressure on the 30-Year HRA Business Plan – setting affordable rents would contribute to alleviating that pressure and create more flexibility to fulfil aspirations to manage, improve and renew stock to a higher standard.
2. The Council could set HRA affordable rents by reference to market rent levels. However, these vary across the Borough and were subject to constant change in the current financial climate. This would make rent-setting both difficult to administer and confusing for tenants.
3. The Council could set higher rent levels. However, it had agreed to “ensure that any homes let at affordable rent levels remained affordable for people in Enfield”.

**DECISION:** The Cabinet agreed that

1. HRA affordable rents would be set by reference to Local Housing Allowance (LHA) rates applying to Enfield.
2. In order to ensure local affordability, HRA affordable rents would be set by reference to median income in Enfield.

3. The affordable rent levels set out in paragraph 3.7 of the report, which were inclusive of service charges, would apply to newly built and newly acquired HRA properties for the 2016/17 year.
4. HRA affordable rents would only apply to newly built or newly acquired properties – current properties, or new properties where the Council had already undertaken to offer properties at social rent levels (for example, those let to decanted tenants on the Alma and New Avenue schemes), would continue to be let at social rent levels.
5. HRA affordable rents would be subject to an annual review to ensure consistency and continuing affordability.

**Reason:** The proposed methodology for calculating and reviewing HRA affordable rents would ensure transparency and affordability. Annual review by reference to LHA rates and median income would ensure that rent levels remain affordable for local people. The rent levels proposed in the report had been tested for affordability.

**(Key decision – reference number 4341)**

## **12**

### **ENFIELD'S LOCAL IMPLEMENTATION PLAN (LIP) SPENDING PROPOSALS FOR 2017/18**

Councillor Daniel Anderson (Cabinet Member for Environment) introduced the report of the Director – Regeneration and Environment (No.101) outlining Enfield's proposals for spending the anticipated £4.8m 2017/18 grant funding to be provided by Transport for London (TfL) to help implement the Mayor's Transport Strategy.

#### **NOTED**

1. The significant investment in Enfield through the TfL grant funding outlined in the report. Members noted the three main programmes of investment and the proposed overall allocations for 2017/18 as set out in section 4 of the report and appendix 1 to the report.
2. The contribution to the delivery of Cycle Enfield including the ongoing delivery of a number of Greenways and Quietways.
3. The major schemes including Ponders End and enhancements to the public realm around Bush Hill Park station.
4. Noted the allocations which could be sought in future years, paragraph 4.7 referred. Members noted the priorities of the Mayor of London as detailed in the report.

5. Councillor Brett took this opportunity to reiterate her concerns regarding the lack of public conveniences on the North Circular Road and the negative impact that this had on anti-social behaviour in the area. The issue had been noted and raised at appropriate meetings, however this grant funding could not be used for such provision. It was acknowledged that there was no simple solution to this problem; Councillor Anderson undertook to discuss and explore further alternative options with Councillor Brett.

**Alternative Options Considered:** NOTED the alternative options which had been considered and the constraints on the proposals as set out in full in section 5 of the report.

**DECISION:** The Cabinet agreed to approve

1. The expenditure proposals and prioritisation for 2017/18 outlined in Appendix 1 to the report for submission to Transport for London and for these proposals to be implemented.
2. The expenditure of 2017/18 funding allocated by TfL for the on-going Major Schemes set out in paragraph 4.7 of the report.
3. Delegation of authority to the Cabinet Member for Environment to make any changes necessary to the programme should there be any change to the allocation from TfL or for any other operational reason.

**Reason:** To seek the necessary approvals that would enable Enfield's Local Implementation Plan (LIP) funding proposals for 2016/17 to be submitted to Transport for London. This submission of the proposals to TfL was essential in order to obtain release of the allocated funds ready for expenditure in the financial year 2017/18.

**(Key decision – reference number 4373)**

## **13**

### **THE DEVELOPMENT OF EDMONTON CEMETERY**

Councillor Daniel Anderson (Cabinet Member for Environment) introduced the report of the Director – Regeneration and Environment (No.102) outlining the Council's proposals to extend Edmonton Cemetery.

**NOTED**

1. The growing demand for burial space within the Borough and the proposals being put forward following an extensive study of all potential options, as detailed in the report.
2. That the proposals would enable the provision of 1718 new burial plots.

3. That Table 2 in the report set out the financial summary over a 20 year period. Members noted a correction to the Business Case figures appended to the report with the summary figure for year 22 being -396 rather than -388 as stated.
4. Councillor Fonyonga outlined the results of the surveys which had been undertaken on the usage levels of the current 14 tennis courts. It was noted that the maximum number of courts in use at any one time had been recorded as 3. The proposals, supported by Sports England and the Lawn Tennis Association, subject to planning approval and consultation, would result in a £250k investment into tennis facilities and the development of sport across the borough, as set out in detail in the report.
5. That the skate park would be unaffected by the proposals.
6. The current arrangements for the use and leasing of burial plots.

**Alternative Options Considered:** NOTED the five alternative options which had been considered as set out in full in section 5 of the report and listed below:

- Option 1 – Develop all the land next to the A10, replacing all the tennis courts (14) and the skate park
- Option 2 – Develop part of the land next to the A10 (excluding the skate park), removing 10 of the existing 14 tennis courts and investing in the remaining 4 tennis courts and other tennis facilities within the borough (the recommended option)
- Option 3 – Develop other land adjacent to the cemetery
- Option 4 – Create a new cemetery at a different location
- Option 5 – Do nothing

**DECISION:** The Cabinet agreed to approve

1. Option 2, the redirection of capital expenditure, funding through borrowing, of £1.8 million to extend Edmonton Cemetery onto part of the land owned by the Council adjacent to the A10. This would enable the provision of 1718 new burial plots to assist in meeting the future burial demand, subject to planning approval.
2. To assist the development, the reduction of 10 tennis courts (of the 14 currently provided) on the proposed site and to ring-fence a dedicated capital sum (also redirected from within the existing capital programme) of £250k, as part of the overall £2.05 million budget, to assist the development of tennis within the borough.
3. Subject to 1 and 2 above, and consultation with stakeholders, to appropriate the land for planning purposes and to delegate to the Director – Regeneration and Environment (in consultation with the relevant Cabinet Member) the decision to procure, negotiate and award

contracts (in accordance with the Council's Procurement Rules) for the works as appropriate.

**Reason:** The recommended option was option 2 this option retained the skateboard park and 4 tennis courts on the site meeting the public's demand and usage (the full reasons were set out in section 7 of the report)

**(Key decision – reference number 4234)**

#### 14

### THE APPROPRIATION OF LAND AT THE ELECTRIC QUARTER FOR PLANNING PURPOSES

Councillor Ahmet Oykenar (Cabinet Member for Housing and Housing Regeneration) introduced the report of the Director – Regeneration and Environment (No.103) seeking approval for the Council to use its powers to appropriate the acquired land for planning purposes.

NOTED, the technical processes to be followed. Members' attention was drawn to paragraphs 4.2 and 4.3 of the report. The rights and covenants that were "overridden" were effectively converted to a right to compensation.

**Alternative Options Considered:** Not appropriating the additional land for planning purposes could result in serious delays if a third party sought an injunction to assert any rights over the development site. Not appropriating the Additional Land for planning purposes would also put the Council in breach of the Development Agreement that had been entered into with the developer Lovells.

**DECISION:** The Cabinet agreed, in accordance with section 122 of the Local Government Act 1972 to resolve to appropriate land acquired from the Secretary of State for Education (as detailed on Annex 1 to the report) from its present holding purposes to planning purposes.

**Reason:** To help enable the development of the Electric Quarter, the council must ensure that any council owned land within the Order Land would be held for planning purposes to enable the development to continue ahead without the encumbrance of third party rights.

**(Key decision – reference number 4392)**

#### 15

### GREEN BIN SERVICE CHANGE

Councillor Daniel Anderson (Cabinet Member for Environment) introduced the report of the Director – Regeneration and Environment (No.104) outlining the Green Bin Service Change.

NOTED

1. The Council's challenging savings target, as set out in the report. In the preparation to find further savings, the green bin collection service had been considered in terms of alternative service provision as it was a non-statutory service, unlike refuse and recycling.
2. That, two alternative options had been consulted on as set out in the report. The detailed results arising from the consultation were noted. Over 3,000 responses had been received with 87% of responses in favour of the free fortnightly collection option.
3. The outcome of efficiency reviews during 2014/15 on parks, streets and waste services as set out in section 3.5 of the report. Members' attention was also drawn to the benchmarking information set out in section 3 of the report.
4. That, it was intended to introduce the service change in March/April 2017, as detailed in the report. A robust communication plan would be key to ensuring that residents understood and engaged with the new service and, to address key issues that had been raised by residents through the consultation. The detailed proposals were set out in section 3 of the report. Residents with the smaller 140 litre green bins would have the opportunity to swap these bins for a larger 240 litre bin free of charge as part of the implementation of the scheme. A detailed implementation programme would be developed.
5. In discussion, Members asked that the communication with residents include a fact sheet on how to avoid "smelly bins". A request was made to provide all Councillors with a briefing sheet responding to frequently asked questions that might be raised with ward councillors. Members also noted the potential positive impact on air quality and traffic reduction with less frequent green bin collections.

**Alternative Options Considered:** NOTED that the alternative options that had been considered were set out in full in section 4 of the report.

**DECISION:** The Cabinet agreed to approve

1. the implementation of the recommended option, free fortnightly collection, whilst retaining weekly collections of refuse and recycling, as detailed in sections 3.27 – 3.31 of the report.
2. the delegation to the Assistant Director Public Realm (in consultation with the relevant Cabinet Member) the decision to procure, negotiate and award contracts (in accordance with the Council's Procurement Rules) for the works and services as appropriate associated with the implementation of a free fortnightly collection service.

3. The redirection of capital expenditure, funded through existing borrowing of up to £377k required to implement the service change.

**Reason:** The detailed reasons for the above recommendations were set out in section 5 of the report.

**(Key decision – reference number 4376)**

## **16**

### **UPPER SECONDARY AUTISTIC PROVISION**

Councillor Ayfer Orhan (Cabinet Member for Education, Children's Services and Protection) introduced the report of the Director of Finance, Resources and Customer Services, the Chief Education Officer and Director of Children's Services (No.108) outlining proposals for the delivery of the upper secondary autistic provision.

#### **NOTED**

1. The previously identified need for additional special school places in the Borough as set out in the report.
2. The progress which had been made to date and the future proposals as outlined in the report. Members noted the identified strategic need as detailed in section 3 of the report. In considering the alternative options which had been considered, Members' attention was drawn to paragraph 4.3 of the report with the high cost of out of borough placements if no action was taken to address the identified growing demand for places. Section 6 of the report set out the financial implications of the proposals.
3. Councillor Orhan expressed her appreciation to Barnet and Southgate College for their support and effective partnership working with the Council. Thanks were also extended to the officers involved for their significant and dedicated work in progressing the proposals being presented to Members in the report.
4. That a further report would be produced in relation to the disposal of site 2b Southgate House.
5. That the costs would now be met through basic needs funding, as set out in the report.

**Alternative Options Considered:** NOTED the following alternative options which had been considered:

- A full sequential test had been carried out to consider other possible locations for the special school, numerous other sites had been considered in both the Council's control and in private ownership and assessed against the Building Bulletin criteria for space supplied by the



Department for Education, speed of delivery/programme, cost and accessibility; Minchenden had been considered as the best fit and overriding solution.

- In particular two sites had been tested thoroughly against suitability and viability against the Minchenden Site, one in the east of the Borough and one in the west. Both of these sites were suitable for the development of an autistic provision; however the financial cost to deliver the alternatives were several million pounds more than the Minchenden site.
- Keep the status quo and provide costly out of borough placements to an increasing cohort of ASD pupils in the Borough.

**DECISION:** The Cabinet agreed to

1. Approve the redevelopment of the Farbey Building (site 2a) to provide a 120 place upper secondary autistic unit.
2. Allocate £10.5m of Basic Needs funding to fund the redevelopment of the Minchenden Site.
3. Note that a further report would be produced in relation to the disposal of site 2b Southgate House.
4. Delegate authority to the Director of Finance, Resources and Customer Services and the Chief Education Officer in conjunction with the Cabinet Member for Finance and Efficiency and the Cabinet Member for Education, Children's Services and Protection to award and appoint a contractor(s) for the demolition/strip out and redevelopment of the site.
5. Continued delegated authority to the Cabinet Member for Education, Children's Services and Protection and the Cabinet Member for Finance and Efficiency in consultation with the Director of Finance, Resources and Customer Services, the Chief Education Officer or the Assistant Director of Strategic Property Services, to take decisions on:
  - The individual site and preferred partners, and decisions on statutory requirements, to meet the need for extra pupil places, both mainstream and special, up to 2020.
  - Conducting suitable procurement exercises and either calling off EU-compliant framework agreements or conducting suitable procurement exercises, entering into contractual arrangements with successful contractors and placing orders for any capital works required for the projects; and
  - Conducting any necessary land transactions, including acquisitions by way of freehold or leasehold, as the individual scheme was developed.

6. Continued delegated authority to the Director of Finance, Resources and Customer Services and the Chief Education Officer to take decisions on the:
  - Programme management arrangements and operational resourcing, including procurement of any required support services.
  - Commencing feasibility or initial design to inform pre-application discussions with planning and procurement of resources for this activity.
  - Cost estimates, budgets and spend for projects in advance of updates to the Capital Programme.
  - Submission of planning applications; and
  - The appropriate procurement routes for professional support services and construction for individual schemes.
7. Note that the total expenditure for the school development above was within the total budget approved as part of the Programme. The Programme was reported quarterly and any variations to the costs approved in this report and others, which would include the supplementary package of works, would be managed through the scheme of delegation for SEP projects.

**Reason:** The feasibility costs noted in the report showed that the redevelopment of the northern half of the Minchenden site could be met from existing budgets within the Schools and Children's Services Capital Programme without the requirement for cross subsidisation from other sites or borrowing from PWLB. The site represented a unique opportunity to create a specialist hub for SEN/ASD within Enfield that could be a world class offering.  
**(Key decision – reference number 4293)**

## 17

### **REFURBISHMENT AND RE-PROVISION WORK OF ENFIELD HIGHWAY LIBRARY BUILDING**

Councillor Ayfer Orhan (Cabinet Member for Education, Children's Services and Protection) introduced the report of the Director of Health, Housing and Adult Social Care and Director of Finance, Resources and Customer Services (No.110) outlining proposals for the refurbishment and re-provision work of Enfield Highway Library building.

#### **NOTED**

1. That Report No.116 also referred as detailed in Minute No.26 below.
2. That the proposals were in accord with the Council's Library Strategy 2015-18. A procurement process had been completed for the renovation of the Enfield Highway Community Library Building to

create: a modified library service consistent with the Library Strategy; the Hub clinic for Enfield Integrated Sexual Health Community Services; and, the Young Persons' Drug and Alcohol Treatment Service, as detailed in the report. This represented a good example of joint working across Departments and appreciation was expressed to Councillor Fonyonga as Cabinet Member for Community Safety and Public Health.

3. Members' attention was drawn to the library service provision as set out in section 3 of the report.
4. Members were advised of the detailed proposals for the provision of services and their location with the library building. Disabled facilities would be available. Staff service provision would be shared within the building.

**Alternative Options Considered:** NOTED the detailed alternative options which had been considered as set out in section 4 of the report. There had been no alternative to tendering externally as Enfield Council had been unable to directly provide a building renovation service that was NHS compliant in-house.

**DECISION:** The Cabinet

1. Noted that the tender process had adhered to Corporate Procurement Procedures, EU Procurement Regulations; and
2. Agreed to approve the award of the contract to the preferred bidder as detailed in the part 2 report, subject to the recommendation to Council below (No.116, Minute No.26 below refers).
3. Agreed to approve the re-directing of resources and addition to the existing capital programme to be met from new borrowing noting the repayments of principle and interest would be met from the existing Public Health budgets over 7 years, subject to the recommendation to Council below (as detailed in Report No.116, Minute No.26 below refers).

**RECOMMENDED TO COUNCIL** to approve the addition to the existing capital programme, as set out in decision 3 above.

**Reason:** The detailed reasons for the above recommendations were set out in full in section 5 of the report.

**(Key decision – reference number 4335)**

**18**

**AMENDMENT TO GOVERNANCE INDEPENDENCE AND WELLBEING  
ENFIELD (COUNCIL'S TRADING COMPANY)**

Councillor Doug Taylor (Leader of the Council) introduced the report of the Director of Health, Housing and Adult Social Care (No.111) requesting approval of the appointment of 1 additional non-executive director to the Executive Board of Independence and Wellbeing Enfield Ltd.

NOTED

1. That the company had been launched on 1 September 2016.
2. The reasons for the request to appoint one additional non-executive director as outlined in the executive summary of the report. The Council Oversight Board would be unaffected.

**Alternative Options Considered:** That only two non-executive directors were appointed.

**DECISION:** The Cabinet agreed to the appointment of one additional non-executive director to the Executive Board of Independence and Wellbeing Enfield Ltd.

**Reason:** To enable the Company to benefit from a broader range of skills and experience from the commercial sector.  
**(Non key)**

**19**

#### **ISSUES ARISING FROM THE OVERVIEW AND SCRUTINY COMMITTEE**

NOTED, that there were no items to be considered at this meeting.

**20**

#### **CABINET AGENDA PLANNING - FUTURE ITEMS**

NOTED, the provisional list of items scheduled for future Cabinet meetings.

**21**

#### **MINUTES**

**AGREED**, that the minutes of the previous meeting of the Cabinet held on 6 September 2016 be confirmed and signed by the Chair as a correct record.

**22**

#### **ENFIELD STRATEGIC PARTNERSHIP UPDATE**

NOTED, that there were no written updates to be received at this meeting.

**23  
DATE OF NEXT MEETING**

NOTED

1. That, the next Cabinet meeting was scheduled to take place on Wednesday 16 November 2016 at 8.15pm.
2. That, Members would be advised if an additional Cabinet meeting would be required prior to the above date.

**24  
AUTUMN STATEMENT 2016 - REPRESENTATION BY LONDON COUNCILS**

Councillor Doug Taylor (Leader of the Council) took this opportunity to table for Members' information, a copy of the London Council's submission to the Government in respect of the Autumn Statement.

**25  
EXCLUSION OF THE PRESS AND PUBLIC**

**RESOLVED**, in accordance with Section 100(A) of the Local Government Act 1972 to exclude the press and public from the meeting for the item listed on part 2 of the agenda on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 3 (information relating to the financial or business affairs of any particular person (including the authority holding that information)) of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

**26  
REFURBISHMENT AND REPROVISION WORK OF ENFIELD HIGHWAY LIBRARY BUILDING**

Councillor Krystle Fonyonga (Cabinet Member for Community Safety and Public Health) introduced the report of the Director of Health, Housing and Adult Social Care (No.116).

NOTED

1. That Report No.111 also referred as detailed in Minute No. 17 above.
2. The procurement process which had been undertaken and the financial implications of the proposals as set out in the report.

**Alternative Options Considered:** As detailed in Report No.110, Minute No.17 above refers.

**DECISION:** The Cabinet agreed to

1. Note the additional information in support of the part one report (Minute No.17 above refers).
2. Approve the award of the contract to the company detailed in the report, for the refurbishment work required to Enfield Highway Library building at a cost as detailed in the report, subject to the recommendation to Council below.

**RECOMMENDED TO COUNCIL** for approval as detailed in Minute No.17 above.

**Reason:** As detailed in section 5 of the report.  
**(Key decision – reference number 4335)**